THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO.3006 OF 2006

Between:

L.Obulesu son of Chinna Pullanna and two others

….Petitioners

vs.

The Executive Engineer, I & CAD Department, Kurnool and another

…Respondents

THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO.3006 OF 2006

ORAL ORDER

The petitioners' grievance is that though they have been sanctioned lease of the P.W.D. Poramboku for a period of three (3) years vide proceedings dated 20-11-2003 of the 1st respondent in respect of an extent of Ac.0.03 cents each in Sy.No.1530 of P.Chintakunta Tank Supply Channel on payment of the lease amount

stipulated therefor and though the period of lease is still subsisting, the 2nd respondent is orally threatening that they should vacate the land.

If the petitioners have a subsisting possessory and usufructory right in the land in question pursuant to a lease granted by the 1st respondent and if the 2nd respondent is illegally trying to disposes them, the petitioners have an effective alternative remedy by seeking injunctive relief from the Civil Court of competent jurisdiction. No orders have been passed by the 2nd respondent asking the petitioners to vacate.

In the aforesaid circumstances the writ petition is dismissed. The petitioners are at liberty to move appropriate Civil Court for appropriate relief. There shall be no order as to costs.

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GODA RAGHURAM,J

3rd MARCH 2006

*TSNR